

November 21, 2014

Illinois Extension Pipeline Company, L.L.C.	:	
	:	07-0446
Application pursuant to Sections	:	(on Reopen)
8-503, 8-509 and 15-401 of the	:	
Public Utilities Act – the Common	:	
Carrier by Pipeline Law to Construct	:	
and Operate a Petroleum Pipeline	:	
and when necessary, to Take	:	
Private Property as Provided by the	:	
Law of Eminent Domain.	:	

ADMINISTRATIVE LAW JUDGE'S RULING

“Turner Interveners” filed a Motion to Supplement the Evidentiary Record (“Motion”) on October 17, 2014. Illinois Extension Pipeline Company, L.L.C. (“Applicant”) and the Illinois Commerce Commission Staff (“Staff”) filed responses objecting to the Motion. Turner Interveners filed a reply to the responses.

Turner Interveners seek admission of “Turner Interveners’ Ex parte Exhibits” (“Turner EP Exhibits”) 1 through 5.

Exhibits 1 and 2 have already been ruled on in a ruling, on an earlier motion, issued on October 24, 2014.

Turner EP Exhibits 3, 4 and 5 are admitted into the evidentiary record. Although the motion was less than timely, the exhibits are few in number and short in length, each being a very short e-mail. Staff and Applicant have taken the opportunity, both in their responses and in their post-hearing briefs, to argue why the e-mails do not provide any support for Turner Interveners’ arguments. In that regard, it is noted that the items were attached to Applicant’s post-hearing reply brief. Whether the exhibits do show what Turner Interveners claim they show is a question that is not reached in this ruling. Further, if Staff and Applicant believe they should be entitled to file an evidentiary response to the exhibits, they can file a motion to that effect.